

Minutes of the
BOUNTIFUL CITY COUNCIL
June 10, 2014 – 7:01 p.m.

Unapproved

Present: Mayor: Randy C. Lewis
Council Members: Kendalyn Harris, John Marc Knight, John Pitt, Richard
Higginson
City Manager: Gary Hill
Assist. City Manager: Galen Rasmussen
City Attorney: Russell Mahan
City Engineer: Paul Rowland
Assist. Engineer: Lloyd Cheney
City Planner: Chad Wilkinson
City Recorder: Kim Coleman
Department Director's & Personnel:
Brock Hill, Parks
Allen Johnson, Power
Tom Ross, Police
Recording Secretary: Nikki Dandurand
Excused: Council Member: Beth Holbrook

Official Notice of the Regular Meeting had been given by posting a written notice of same and an Agenda at the City Hall and providing copies to the following newspapers of general circulation: Davis County Clipper, Standard Examiner, and on the Utah Public Notice Website.

No Work Session

Regular Meeting – 7:01 p.m.
City Council Chambers

Mayor Lewis called the meeting to order at 7:01 p.m. and welcomed those in attendance. Zach Minor, Boy Scout Troop 453, led the Pledge of Allegiance to the flag and Bountiful resident, Susan Casper, offered an opening prayer.

APPROVAL OF MINUTES

Minutes for May 27, 2014 City Council Meeting were presented and approved as written. Councilman Knight made a motion to approve and Councilman Pitt seconded the motion. Voting was unanimous with Councilpersons Harris, Knight, Higginson and Pitt voting "aye".

COUNCIL REPORTS

Councilwoman Harris reported the STOMP on Main was a great success and thanked all city departments for their help. Councilman Higginson reported the Historical Society held their annual meeting, where a new executive board was voted in and the Articles of Incorporation were reviewed. Chairman Dean Cullenwood stepped down, with Chairman Sandy Inman replacing him. Also on the board are Tom Tholman, Lloyd Carr and Richard "Stick" Hill. The Historical Society is preparing for the Bus/Cemetery tours which will be during Handcart Days. Councilman Knight stated the Car Show/Burn out is this upcoming weekend. He invited all to come and support the Rotary and the

City for this event. It will be held Friday night and Saturday. Councilman Pitt reported the Farmer's Market will open June 19, 2014.

YOUTH COUNCIL REPORT

None

EXPENDITURES APPROVAL FOR THREE PERIODS IN MAY

Mayor Lewis presented the Reports for Expenditures and Expenses for May 8, 2014 (\$247,146.01), May 22, 2014 (\$193,103.58) and May 29, 2014 (\$1,198,849.12). Councilman Pitt motioned to approve the May 8, 22 and 29 2014 reports, as presented. Councilman Pitt made a motion to approve and Councilman Higginson seconded the motion. Voting was unanimous with Councilpersons Harris, Knight, Higginson and Pitt voting "aye".

WILLEY FAMILY RECOGNITION-MAYOR RANDY LEWIS

Mayor Lewis acknowledged and thanked the entire Willey family for their constant and active service in the community and area organizations. The Willey family supports the Davis Arts Council and Gallery, Ronald McDonald house, various banking boards and numerous other city wide organizations. The "Willey" car dealerships are an icon in Bountiful and will always be a valued business. Mayor Lewis and Councilmember's were appreciative and grateful for this great family.

CONSIDER APPROVAL OF RESOLUTION 2014-09, ADOPTING THE 2014 CERTIFIED PROPERTY TAX RATE & APPROVAL OF ORDINANCE 2014-08 AMENDING THE 2014 FISCAL YEAR BUDGET AND ADOPTING THE 2015 FISCAL YEAR BUDGET (WHICH INCLUDES TRANSFERS FROM THE LIGHT & POWER FUND TO THE GENERAL FUND IN THE AMOUNT OF \$2,380,000.00) AND RELATED MATTERS-MR. GALEN RASMUSSEN

Mr. Rasmussen presented the tentative budget explaining all amendments, department expenses, revenues, increases and adjustments to bring the budget into balance for the 2014-2015 fiscal year. Councilman Knight noted that the last property tax increase was in 2002, keeping all current increases relative. The overall budget included no tax increase, storm water fee will increase to \$1/residence, current cemetery fee, and municipal charges that are all inclusive. There will be a 12% increase in medical coverage for city employees, but as noted by Councilman Knight and Gary Hill this is a very small increase and very comparable to other large cities with the same parameters. The majority of fees are in enterprise funds, with the total estimate at \$61.7 million. Mr. Rasmussen reviewed the current property tax with an example of a \$250,000 house, using various breakdowns and associated taxes. Councilman Knight stated that although property tax is not a favored upon tax for any resident, compared to other cities in Davis County, Bountiful still remains in one of the lowest tax brackets and very conservative.

Mr. Rasmussen went on to explain the annual transfer of monies to Light & Power Fund to General Fund, in the amount of \$2,380,000.00. This transfer has been done annually for over 25 years and is based on metered sales. The money is used to provide city services (i.e. Snow removal, Fire/911) to the public, non-profit and schools within the City's boundaries, as well as other auxiliary means. Councilman Higginson made note that if this money was not available; the city would need to double the property tax just to balance/adjust the budget year to year. Councilmen Knight and Pitt thanked Mr. Rasmussen and his staff for the time and effort to prepare the budget.

1 Public Hearing opened at 7:40 p.m.

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3 -Bruce Hicks-2026 Orchard Dr. - Mr. Hicks suggested a senior citizen discount or special rate
4 for those who are on disability, pensions and/or fixed incomes in lieu of the Power & Light transfer.
5 In return, he appreciates the fact that Bountiful has not raised property taxes in recent years.

6 -Faye Tholen - 2832 S. Wood Hollow Way-stated that the extra funds generated in this
7 transfer should stay with the utility department, rather than go to a general fund. Councilman Pitt
8 reassured her that this is a common statement from the citizens, but stated that the money used in the
9 general fund is used for multiple departments and is a good use of money, with little to no impact on
10 the public. Councilman Knight stated that in Kaysville, this transfer was not approved and Kaysville
11 City had to raise the property tax 104% to compensate for this increase. Councilman Higginson and
12 Knight both assured Ms.Tholen that the residents of Bountiful pay at or below the standard power
13 rate, continue to have a low property tax and in fact the money is returned to the public, in terms of
14 the services stated earlier to non-profit organizations, schools, etc.

15 -Kate Bradshaw - 379 N. 650 E. -urged the Council not to be reliant on this energy source and
16 transfer alone; with energy standards constantly changing, new rules and regulations by the EPA and
17 other outside conflicts, the city needs to be vigilant in this process. She recommends more "green"
18 alternatives, which Councilman Higginson stating the City is already at a 30% renewable status (with
19 the national average being 20%). The City also has reserves on hand.

20 -Steven Oberg - 985 Chelsea Dr.-asked if the city has looked at the return of power if this was
21 not taken out. The City does not provide any incentives for alternatives, such as solar panels, but
22 does charge a set fee on the utility bill for their use.

23
24 Public Hearing closed at 8:02 p.m.

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26 Councilman Pitt made a motion to approve this item and Councilman Higginson seconded the
27 motion. Voting was unanimous with Councilpersons Harris, Knight, Higginson and Pitt voting
28 "aye".

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30 **CONSIDER APPROVAL OF ORDINANCE 2014-09 ADOPTING RESTRICTIONS OF THE**
31 **USE OF FIREWORKS WITHIN CERTAIN AREAS OF THE CITY-MR. RUSSELL MAHAN**

32 Chief Bassett of the South Davis Metro Fire Agency issued a statement recommending the
33 restriction of fireworks in the named areas of Bountiful to reduce any hazardous environmental
34 conditions, and adopt the restrictions as outlined. Councilman Knight made a motion to approve this
35 item and Councilman Higginson seconded the motion. Voting was unanimous with Councilpersons
36 Harris, Knight, Higginson and Pitt voting "aye".

37
38 **CONSIDER APPROVAL OF CLASS A LICENSE TO SELL BEER AT ERNIE'S TRUCK**
39 **PLAZA, 2563 SOUTH MAIN, DON IPSON, APPLICANT-MR. CHAD WILKINSON**

40 There has been a change in ownership within this store and the current owner is applying for
41 this license. It has been an active license prior and is recommended for approval. Councilman
42 Higginson made a motion to approve this item and Councilwoman Harris seconded the motion.
43 Voting was unanimous with Councilpersons Harris, Knight, Higginson and Pitt voting "aye".

44
45 **CONSIDER APPROVAL OF SUBDIVISION AT INDIAN SPRINGS RIDGE, 551 EAST**
46 **INDIAN SPRINGS ROAD, BARETT PROPERTIES, APPLICANT-MR. PAUL ROWLAND**

1 In September 2013, the Planning Commission and Council gave preliminary approval for a
2 four lot, residential subdivision at the above address with certain conditions to be met. The Quiet
3 Title action has been completed, Flood Control has given approval and all red lines have been
4 corrected. The Planning Commission has recommended the final approval for the site. Councilman
5 Higginson inquired about current permits and Mr. Rowland responded that they are current.
6 Councilman Higginson made a motion to approve this item and Councilwoman Harris seconded the
7 motion. Voting was unanimous with Councilpersons Harris, Knight, Higginson and Pitt voting
8 "aye".
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10 **CONSIDER APPROVAL OF A CONTRACT TO CONSTRUCT A UTILITY BUILDING AT**
11 **THE 400 NORTH PARK-MR. PAUL**

12 As part of the reconstruction work at the 400 North park, a utility building has been designed
13 as a new addition to the bowery, on the north side of the playground, as well as a floor for the
14 pavilion. Time constraints now present a problem, as Handcart Days is July 23, 2014. Bid Opening
15 was today, June 10, 2014. Presently there were no proposals/bids accepted. An email from a
16 contractor provided an estimate of \$37,000, which will be considered the high bid. Mr. Rowland is
17 requesting that Council allow staff to start soliciting proposals and bids. Two contractors have been
18 contacted and should submit proposals by Thursday. Councilwoman Harris clarified that this request
19 for approval is only for the utility closet, not the pavilion floor. She continued that to rush the
20 procedure process, would result in more money spent. Councilman Higginson stated that the utility
21 closet needs to be erected and built in proper time for the Handcart Days to accommodate those in the
22 parade, as well as meet the Health Department requirements. Councilman Pitt asked if there is a cap
23 for this project or budgeted amount, since there are no bids to compare. Mr. Rowland suggested
24 using the email estimate of \$37,000.00 as the cap. Councilman Higginson made a motion to approve
25 the request to solicit bids in a proper time frame and budget, Councilman Knight seconded the
26 motion. Voting was unanimous with Councilpersons Harris, Knight, Higginson and Pitt voting
27 "aye".
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29 **CONSIDER RECOMMENDATION TO CITY COUNCIL TO EXTEND SITE PLAN**
30 **APPROVAL FOR AN ADDITIONAL SIX MONTHS AT RILEY COURT, 517 SOUTH 100**
31 **EAST, MARV BLOSC, APPLICATN-MR. CHAD WILKINSON**

32 Mr. Bloesch is requesting an extension of six months for the site plan at the above mentioned
33 address. Councilman Higginson made a motion to approve this item and Councilman Pitt seconded
34 the motion. Voting was unanimous with Councilpersons Harris, Knight, Higginson and Pitt voting
35 "aye".
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37 **CONSIDER APPROVAL OF BID FROM THE NICKERSON COMPANY TO REPAIR THE**
38 **3100 SOUTH 400 EAST BOOSTER STATION PUMP IN THE AMOUNT OF \$13,588.70-MR.**
39 **MARK SLAGOWSKI**

40 In April 2014, there was an operational accident, which resulted in damage to a pump at the
41 3100 South Booster station. After looking into the repairs needed for the pump, it was determined
42 that the motor required maintenance as well. The Nickerson Company has provided an estimate of
43 \$13,496.00 for work on the motor, pump and reinstallation. This was a one-time accident and was
44 not accounted for in the current year's budget. The work for this repair is not expected to start until
45 July 2015, and will be budgeted upon approval for 2015.
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1 **CONSIDER APPROVAL OF THE PURCHASE OF A TRACTOR AND**
2 **ATTACHMENTS FROM UNITED SALE AND SERVICE FOR THE CEMETARY I N THE**
3 **AMOUNT OF \$31,588.70-MR. BROCK HILL**
4

5 Mr. Hill is requesting the purchase of a new tractor and attachments, as the current one is over
6 40 yrs. old and the parts to maintain it are no longer available. The proposed bid is from United Sales
7 and Service, which is a State of Utah Contract purchase. Councilwoman Harris inquired about the
8 old tractor and its disposal. Mr. Geno Flanary responded that it could possibly be auctioned off for
9 parts, and/or ask other City departments if there is a need for the attachments only, as the tractor will
10 not be usable. Councilman Pitt made a motion to approve the purchase of a new tractor and
11 attachments, Councilman Higginson seconded the motion. Voting was unanimous with
12 Councilpersons Harris, Higginson, Knight and Pitt voting “aye.”
13

14 The meeting was adjourned at 8:30 p.m to move into a Closed Session meeting. Councilman
15 Higginson made a motion to adjourn the regular City Council meeting, seconded by Councilman Pitt.
16 Council members Harris, Higginson, Knight and Pitt voted “aye.”
17

18 Closed Session started at 8:40 p.m. and ended at approximately 9:35 p.m. In discussion was the
19 acquisition or sale of real property, pending litigation and/or to discuss the character and competency
20 of an individual(s) (Utah Code § 52-4-205). The following were in attendance:
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22 Mayor Lewis
23 Council members Higginson, Knight, Pitt and Harris
24 City Planner, Chad Wilkinson
25 Assistant City Manager, Galen Rasmussen
26 City Attorney, Rusty Mahan
27 City Manager, Gary Hill
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